



FEDERAL REGISTER

Published by the Division of the Federal Register, The National Archives, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. L. 500), under regulations prescribed by the Administrative Committee, with the approval of the President.

The Administrative Committee consists of the Archivist or Acting Archivist, an officer of the Department of Justice designated by the Attorney General, and the Public Printer or Acting Public Printer.

The daily issue of the **FEDERAL REGISTER** will be furnished by mail to subscribers, free of postage, for \$1 per month or \$10 per year; single copies 5 cents; payable in advance. Remit by money order payable to Superintendent of Documents, Government Printing Office, Washington, D. C.

Correspondence concerning the publication of the **FEDERAL REGISTER** should be addressed to the Director, Division of the **FEDERAL REGISTER**, The National Archives, Washington, D. C.

TABLE OF CONTENTS

Federal Communications Commission:	
Notice of hearing, applications for construction permits for radiotelegraph stations by:	
Western Union Telegraph Co.	1245
Federal Home Loan Bank Board:	
Federal Savings and Loan Insurance Corporation:	
Semi-annual reports, elimination of requirement for filing	1246
Federal Power Commission:	
Order setting date of hearing regarding application of:	
Inland Power & Light Co., and Pacific Power & Light Co.	1247
Federal Trade Commission:	
Order appointing examiner, etc., in the matter of:	
Bourjois, Inc., Bourjois Sales Corp., and Barbara Gould Sales Corp.	1247
California Rice Industry, et al.	1247
Charles of the Ritz, Inc., and Charles of the Ritz Distributors Corp.	1248
Coty, Inc., et al.	1248
Eastern Pharmacal Co., Inc.	1248
Elmo, Inc., and Elmo Sales Corp.	1248
Gotham Sales Co., Inc., et al.	1249
Hudnut, Richard, and Richard Hudnut Sales Co.	1249
Johnson & Johnson	1249
Kidder Peabody & Co.	1249
Primrose House, Inc.	1250
Interstate Commerce Commission:	
Order in the matter of applications for certificates of public convenience and necessity for construction or extension of lines of railroad, etc.	
President of the United States:	
Executive Order:	
Customs ports of entry, certain places designated as	
Securities and Exchange Commission:	
Orders approving acquisition of securities in the matter of:	
Middle West Corp., The (common stock, \$1.00 par value)	1252
Middle West Corp., The (common stock, without par value)	1253
Middle West Corp., The (\$6 cumulative preferred stock without par value)	1253
Temporary suspension orders, etc., offering sheets by:	
Bernstein, Louis (Phillips "L" Community Tract)	1253
Chadwell, A. Ben (Phillips-D. Harrell Tract)	1253
Johnson, James M. (Wofford-Military #2 Tract)	1254
Schappert-Teden-Blumer, Inc. (Amerada-Repollo-Texas-Phillips Tract)	1254
Tait, James W., Co., Inc. (Shell et al.-Isensee-Flato Tract)	1255
Vance, Stuart L., & Co. (British-American-Russell Tract)	1255
Vance, Stuart L., & Co. (Sunray-Knox Garvin-Howe's Capitol Community Tract)	1256
Social Security Board:	
Disclosure of official records and information, regulations	1256

floods, hurricanes and other Acts of God. During the recent flood in the Ohio and Mississippi Valley sections wire systems of applicant were inoperative over areas ranging in distance from 15 to 20 miles. This is to be one of several stations, the equipment for which is to be stored at strategic locations and in the event of an emergency this station with others will be set up to supplement prostrated wire systems for the period of emergency.

B. General Experimental Stations:

The station proposed herein is to be used to replace existing wire systems in the event that due to emergency conditions wire systems become inoperative. Although used for public service no specific charge will be made for the use of this station, the rates being the normal rates as set forth in the published tariffs of applicant for the various points concerned.

The stations are desired in order to provide more efficient telegraph service during periods of wire prostrations due to floods, hurricanes and other Acts of God. During the recent flood in the Ohio and Mississippi Valley sections wire systems of applicant were inoperative over areas ranging in distance from 15 to 20 miles. This is to be one of several stations, the equipment for which is to be stored at strategic locations and in the event of an emergency this station with others will be set up to supplement prostrated wire systems for the period of the emergency. An exception is sought under Rule 320 which will permit a general message traffic to be conducted enabling the applicant to obtain information and data in order to determine if the ultra high frequencies will be useful during emergencies.

Nature of Experimentation:

(a) To develop equipment that will supplement wire service during periods of prostration and to develop the application of printer equipment to radio service.

(b) Through the use of experimental frequencies in the ultra high frequency region, applicant expects to develop equipment suited to the needs of an emergency service. The equipment to be designed to be thoroughly portable and readily welded into a wire system in time of stress.

(c) Applicant's Engineers have carried on research and developmental work in connection with cable and wire systems, some of the principles of which it believes are applicable to radio problems. Applicant has had an Electronics Laboratory located at Water Mill, L. I., for a period of over 10 years which laboratory has been devoted to the problem of keeping applicant informed of radio progress and the developments therein that were applicable to cable and wire line problems.

(d) At the Water Mill Laboratory, there is a staff of graduate engineers who have had experience along lines mentioned in (c) above and many of whom personally have had experience in commercial, amateur and reserve forces of the Army and Navy.

[F. R. Doc. 37-1826; Filed, June 17, 1937; 9:40 a. m.]

FEDERAL HOME LOAN BANK BOARD.

Federal Savings and Loan Insurance Corporation.

ELIMINATION OF REQUIREMENT FOR FILING OF SEMI-ANNUAL REPORTS WITH THE CORPORATION

AMENDMENT TO RULES AND REGULATIONS

Be it resolved, that pursuant to authority vested in the Board of Trustees of the Federal Savings and Loan Insurance Corporation by Sections 402 (a) and 403 (b) of the National Housing Act (12 U. S. C. 1725 (a), 1726 (b)), Section 14 of the Rules and Regulations for Insurance of Accounts is hereby amended to read as follows:

Sec. 14. Every insured institution shall make an annual report of its affairs as of the end of its fiscal year upon forms prescribed by the Board. Two copies shall be filed within 30 days after the end of the fiscal year.

Be it further resolved, that, it being deemed this amendment is of an emergency character, said amendment shall be effective immediately.

Adopted by the Board of Trustees of the Federal Savings and Loan Insurance Corporation on June 16, 1937.

[SEAL]

R. L. NAGLE, Secretary.

[F. R. Doc. 37-1813; Filed, June 17, 1937; 9:26 a. m.]

FEDERAL POWER COMMISSION.

Commissioners: Frank R. McNinch, Chairman; Clyde L. Seavey, Vice Chairman; Herbert J. Drane, Claude L. Draper, Basil Manly.

[IT-5469]

APPLICATION OF INLAND POWER & LIGHT COMPANY AND PACIFIC POWER & LIGHT COMPANY

ORDER SETTING DATE OF HEARING

Upon joint application of Inland Power & Light Company and Pacific Power & Light Company, with offices in Public Service Building, Portland, Oregon, filed June 11, 1937, pursuant to Section 8 and 203 (a) of the Federal Power Act, for approval of the transfer by the former company of all its property, rights, licenses and assets to the latter company for the purpose of consolidating the properties, assets, and operations of the two companies, the transferee to assume all the debts and obligations of the transferor;

It is ordered:

That a public hearing on said application be held on Monday, July 19, 1937, at 10:00 a. m. in the hearing room of the Commission, Hurley-Wright Building, 1800 Pennsylvania Ave., N. W., Washington, D. C.

Adopted by the Commission on June 15, 1937.

[SEAL]

LEON M. FUQUAY,
Acting Secretary.

[F. R. Doc. 37-1825; Filed, June 17, 1937; 9:40 a. m.]

FEDERAL TRADE COMMISSION.

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 14th day of June, A. D. 1937.

Commissioners: William A. Ayres, Chairman, Garland S. Ferguson, Jr., Charles H. March, Ewin L. Davis, Robert E. Freer.

[Docket No. 2972]

IN THE MATTER OF BOURJOIS, INCORPORATED, BOURJOIS SALES CORPORATION, AND BARBARA GOULD SALES CORPORATION

ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission under Acts of Congress (38 Stat. 717; 15 U. S. C. A., Section 41) and (49 Stat. 1526, U. S. C. A., Sec. 13, as amended),

It is ordered that John W. Addison, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered that the taking of testimony in this proceeding begin on Tuesday, June 22, 1937, at nine o'clock in the forenoon of that day (eastern standard time), Room 823, 45 Broadway, New York, N. Y.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to

take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report.

By the Commission:

[SEAL]

OTIS B. JOHNSON, Secretary.

[F. R. Doc. 37-1815; Filed, June 17, 1937; 9:33 a. m.]

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 14th day of June, A. D. 1937.

Commissioners: William A. Ayres, Chairman, Garland S. Ferguson, Jr., Charles H. March, Ewin L. Davis, Robert E. Freer.

[Docket No. 3090]

IN THE MATTER OF CALIFORNIA RICE INDUSTRY, AN ASSOCIATION, ITS OFFICERS AND MEMBERS; HARRY M. CREECH, GEORGE W. BREWER, WILLIAM CRAWFORD, FLORENCE M. DOUGLAS, CHARLES S. MORSE, J. S. RITTERBAND, W. T. WELISCH, I. YAMAKAWA, O. F. ZEBAL, R. A. RENAUD, HUGH BABER, LEON BRINK, N. F. DOUGHERTY, ERNEST GRELL, LEWIS MANOR, AND A. E. SCARLETT, OFFICERS OF THE CALIFORNIA RICE INDUSTRY, AN ASSOCIATION; CHARLES S. MORSE, ALLEN A. MORSE, NELSON B. MORSE, CLARENCE G. MORSE AND GERTRUDE MORSE, TRADING AS CAPITAL RICE MILLS, A MEMBER OF THE CALIFORNIA RICE INDUSTRY, AN ASSOCIATION; ELLEN S. GROSJEAN AND EILEEN CALLAGHAN, TRADING AS C. E. GROSJEAN RICE MILLING CO., A MEMBER OF THE CALIFORNIA RICE INDUSTRY, AN ASSOCIATION; WILLIAM CRAWFORD, TRADING AS WOODLAND RICE MILLING COMPANY, A MEMBER OF THE CALIFORNIA RICE INDUSTRY, AN ASSOCIATION; GROWERS RICE MILLING COMPANY, A CORPORATION; PACIFIC TRADING COMPANY, INC., A CORPORATION; PHILLIPS MILLING COMPANY, A CORPORATION; RICE GROWERS ASSOCIATION OF CALIFORNIA, A CORPORATION, AND ROSENBERG BROTHERS AND COMPANY, A CORPORATION; ALL MEMBERS OF THE CALIFORNIA RICE INDUSTRY, AN ASSOCIATION

ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U. S. C. A., Section 41),

It is ordered that Charles F. Diggs, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered that the taking of testimony in this proceeding begin on Thursday, June 17, 1937, at ten o'clock in the forenoon of that day (Pacific standard time), in Room 447, Post Office Building, San Francisco, California.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report.

By the Commission:

[SEAL]

OTIS B. JOHNSON, Secretary.

[F. R. Doc. 37-1823; Filed, June 17, 1937; 9:36 a. m.]

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 14th day of June, A. D. 1937.

Commissioners: William A. Ayres, Chairman, Garland S. Ferguson, Jr., Charles H. March, Ewin L. Davis, Robert E. Freer.

FEDERAL REGISTER, June 18, 1937

[Docket No. 3017]

IN THE MATTER OF CHARLES OF THE RITZ, INCORPORATED, AND CHARLES OF THE RITZ DISTRIBUTORS CORPORATION

ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under Acts of Congress (38 Stat. 717; 15 U. S. C. A., Section 41) and (49 Stat. 1526, U. S. C. A., Sec. 13, as amended),

It is ordered that John W. Addison, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered that the taking of testimony in this proceeding begin on Tuesday, June 22, 1937, at nine o'clock in the forenoon of that day (eastern standard time), Room 823, 45 Broadway, New York, N. Y.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report.

By the Commission.

[SEAL]

OTIS B. JOHNSON, Secretary.

[F. R. Doc. 37-1819; Filed, June 17, 1937; 9:34 a. m.]

United States of America Before Federal Trade Commission

At the regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 14th day of June, A. D. 1937.

Commissioners: William A. Ayres, Chairman, Garland S. Ferguson, Jr., Charles H. March, Ewin L. Davis, Robert E. Freer.

[Docket No. 2975]

IN THE MATTER OF COTY, INC., COTY CORPORATION, LTD. (MARYLAND), COTY CORPORATION, LTD. (TENNESSEE), COTY CALIFORNIA CORPORATION, AND COTY NEW JERSEY CORPORATION

ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under Acts of Congress (38 Stat. 717; 15 U. S. C. A., Section 41) and (49 Stat. 1526, U. S. C. A., Sec. 13, as amended),

It is ordered that John W. Addison, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered that the taking of testimony in this proceeding begin on Tuesday, June 22, 1937, at nine o'clock in the forenoon of that day (eastern standard time), in Room 823, 45 Broadway, New York, N. Y.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report.

By the Commission.

[SEAL]

OTIS B. JOHNSON, Secretary.

[F. R. Doc. 37-1818; Filed, June 17, 1937; 9:34 a. m.]

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 14th day of June, A. D. 1937.

Commissioners: William A. Ayres, Chairman, Garland S. Ferguson, Jr., Charles H. March, Ewin L. Davis, Robert E. Freer.

[Docket No. 2948]

IN THE MATTER OF EASTERN PHARMACAL COMPANY, INC., A CORPORATION

ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U. S. C. A., Section 41),

It is ordered that John J. Keenan, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered that the taking of testimony in this proceeding begin on Monday, June 21, 1937, at nine o'clock in the forenoon of that day (eastern standard time), in room 500, 45 Broadway, New York.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report.

By the Commission.

[SEAL]

OTIS B. JOHNSON, Secretary.

[F. R. Doc. 37-1814; Filed, June 17, 1937; 9:33 a. m.]

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 14th day of June, A. D. 1937.

Commissioners: William A. Ayres, Chairman; Garland S. Ferguson, Jr.; Charles H. March, Ewin L. Davis, Robert E. Freer.

[Docket No. 2974]

IN THE MATTER OF ELMO, INCORPORATED, AND ELMO SALES CORPORATION

ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under Acts of Congress (38 Stat. 717; 15 U. S. C. A., Section 41) and (49 Stat. 1526, U. S. C. A., Sec. 13, as amended),

It is ordered that John W. Addison, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered that the taking of testimony in this proceeding begin on Tuesday, June 22, 1937, at nine o'clock in the forenoon of that day (eastern standard time), Room 823, 45 Broadway, New York, N. Y.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report.

By the Commission.

[SEAL]

OTIS B. JOHNSON, Secretary.

[F. R. Doc. 37-1817; Filed, June 17, 1937; 9:34 a. m.]

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 14th day of June, A. D. 1937.

Commissioners: William A. Ayres, Chairman; Garland S. Ferguson, Jr.; Charles H. March, Ewin L. Davis, Robert E. Freer.

[Docket No. 3120]

IN THE MATTER OF GOTHAM SALES COMPANY, INC., A CORPORATION, ALSO TRADING AS UNIVERSAL MERCHANDISE COMPANY, TIP TOP LABORATORIES, SCIENTIFIC FOOD PRODUCTS COMPANY, PRIZE MEDAL LABORATORIES, SCIENTIFIC BEAUTY INSTITUTE, RX MANUFACTURING COMPANY, SCIENTIFIC LABORATORIES, LADY FAIR LABORATORIES; HARRY J. GOTTSSEGEN, ALFRED GOTTSSEGEN, MAX GOTTSSEGEN, MARTIN GOTTSSEGEN, AND ALEXANDER GOTTSSEGEN, INDIVIDUALLY AND AS COPARTNERS, TRADING AS UNIVERSAL MERCHANDISE COMPANY, TIP TOP LABORATORIES, SCIENTIFIC FOOD PRODUCTS COMPANY, PRIZE MEDAL LABORATORIES, SCIENTIFIC BEAUTY INSTITUTE, RX MANUFACTURING COMPANY, SCIENTIFIC LABORATORIES, LADY FAIR LABORATORIES, AND AS OFFICERS OF GOTHAM SALES COMPANY, INC.

ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U. S. C. A., Section 41), and

It is ordered that John W. Addison, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered that the taking of testimony in this proceeding begin on Wednesday, June 23, 1937, at nine o'clock in the forenoon of that day (eastern standard time), in room 500, 45 Broadway, New York, N. Y.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report.

By the Commission.

[SEAL]

OTIS B. JOHNSON, Secretary.

[F. R. Doc. 37-1824; Filed, June 17, 1937; 9:36 a. m.]

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 14th day of June, A. D. 1937.

Commissioners: William A. Ayres, Chairman; Garland S. Ferguson, Jr., Charles H. March, Ewin L. Davis, Robert E. Freer.

[Docket No. 2973]

IN THE MATTER OF RICHARD HEDNUT, AND RICHARD HEDNUT SALES COMPANY

ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under Acts of Congress (38 Stat. 717; 15 U. S. C. A., Section 41) and (49 Stat. 1526, Sec. 13, as amended),

It is ordered that John W. Addison, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered that the taking of testimony in this proceeding begin on Tuesday, June 22, 1937, at nine o'clock in the forenoon of that day (eastern standard time), Room 823, 45 Broadway, New York, N. Y.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to

take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report. By the Commission.

[SEAL]

OTIS B. JOHNSON, Secretary.

[F. R. Doc. 37-1816; Filed, June 17, 1937; 9:33 a. m.]

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 14th day of June, A. D. 1937.

Commissioners: William A. Ayres, Chairman, Garland S. Ferguson, Jr., Charles H. March, Ewin L. Davis, Robert E. Freer.

[Docket No. 3029]

IN THE MATTER OF JOHNSON & JOHNSON, A CORPORATION
ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U. S. C. A., Section 41),

It is ordered that John W. Addison, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered that the taking of testimony in this proceeding begin on Friday, June 25, 1937, at nine o'clock in the forenoon of that day (eastern standard time), in Room 823, 45 Broadway, New York, New York.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report.

By the Commission.

[SEAL]

OTIS B. JOHNSON, Secretary.

[F. R. Doc. 37-1821; Filed, June 17, 1937; 9:35 a. m.]

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 15th day of June, A. D. 1937.

Commissioners: William A. Ayres, Chairman, Garland S. Ferguson, Jr., Charles H. March, Ewin L. Davis, Robert E. Freer.

[Docket No. 3026]

IN THE MATTER OF KIDDER OIL COMPANY, A CORPORATION
ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U. S. C. A., Section 41),

It is ordered that W. W. Sheppard, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered that the taking of testimony in this proceeding begin on Monday, June 21, 1937, at nine o'clock in the forenoon of that day (eastern standard time), in Room 901, 45 Broadway, New York, New York.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and receive evidence on behalf of

the respondent. The examiner will then close the case and make his report.

By the Commission:

[SEAL]

OTIS B. JOHNSON, Secretary.

[F. R. Doc. 37-1820; Filed, June 17, 1937; 9:35 a. m.]

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 14th day of June, A. D. 1937.

Commissioners: William A. Ayres, Chairman, Garland S. Ferguson, Jr., Charles H. March, Ewin L. Davis, Robert E. Freer.

[Docket No. 3039]

IN THE MATTER OF PRIMROSE HOUSE, INC.

ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under Acts of Congress (38 Stat. 717; 15 U. S. C. A., Section 41) and (49 Stat. 1526, U. S. C. A., Sec. 13, as amended),

It is ordered that John W. Addison, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered that the taking of testimony in this proceeding begin on Tuesday, June 22, 1937, at nine o'clock in the forenoon of that day (eastern standard time), Room 823, 45 Broadway, New York, N. Y.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent.

The examiner will then close the case and make his report.

By the Commission:

[SEAL]

OTIS B. JOHNSON, Secretary.

[F. R. Doc. 37-1822; Filed, June 17, 1937; 9:35 a. m.]

INTERSTATE COMMERCE COMMISSION.

ORDER

At a General Session of the Interstate Commerce Commission, held at its office in Washington, D. C., on the 7th day of June, A. D. 1937.

IN THE MATTER OF APPLICATIONS UNDER SECTION 1, PARAGRAPHS (18) TO (21), INCLUSIVE, OF THE INTERSTATE COMMERCE ACT FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY FOR THE CONSTRUCTION OR EXTENSION OF LINES OF RAILROAD, FOR THE ACQUISITION OF LINES OF RAILROAD, AND FOR THE OPERATION OF LINES OF RAILROAD UNDER CONTRACTS FOR JOINT USE.

The matter of applications under the above title being under consideration:

It is ordered, That such applications shall set forth the following information:

- (a) Exact corporate name of the applicant.
- (b) Whether the applicant is (1) a carrier by railroad subject to the interstate commerce act, (2) a corporation organized to construct and operate a railroad but not an operating corporation, or (3) an unincorporated organization, or an individual.
- (c) Date of incorporation, and government, state or territory, under the laws of which the applicant was organized. If incorporated under the laws of, or authorized to operate in, several states, give the facts in regard thereto.
- (d) Whether it is proposed (1) to construct a new line of railroad or an extension of an existing line of railroad, (2)

to acquire a line of railroad, or (3) to operate over a line of railroad under a contract for joint use.

(e) Each state, and each county thereof, in which the proposed construction, acquisition or operation would be located.

(f) The route and termini of the line it is proposed to construct, acquire, or operate. In cases of construction or acquisition give the name of each incorporated city or village through which the line would pass; in cases of operation under contract for joint use, name the intermediate points to be served.

(g) The total number of miles of track proposed to be constructed, acquired, or operated, showing main lines and branch lines separately.

(h) The reasons, briefly stated, why the present or future public convenience and necessity require or will require, the proposed construction, acquisition, or operation. (Detailed reasons should be reserved for the return to the questionnaire hereto annexed).

(i) Applicant's general plan for financing the proposed construction, or acquisition, and applicant's relation, if any, traffic or financial, to any other corporation or corporations.

(j) Reference to action by stockholders or directors of the applicant authorizing the making and filing of the application, giving date and place of meeting.

(k) Name, title and post office address of counsel or officer to whom correspondence in regard to application is to be addressed.

(l) The application and each copy thereof shall be accompanied by map drawn to scale, showing fully the geographic situation of the lines it is proposed to construct, acquire, or operate, and their relation to existing railroads. Towns, villages, large rivers or lakes, national parks and reservations should be shown, at least near the route. The limits of the area which the applicant claims would be served should be shown when possible. The map and each copy thereof shall be on a sheet 8 x 10½ inches, or a multiple of that size not larger than 16 x 21 inches, and folded to dimension. The proposed line should be shown in clear relief on the prints by color or otherwise. In addition, 3 extra copies of the map should be submitted, unbound, for the use of the Commission.

(m) Applications for authority to operate under contracts for joint use shall be accompanied by copies of the contract governing such use.

It is further ordered, That the following procedure shall govern the execution, filing, and subsequent disposal of the application:

The original application shall be signed by an executive officer of the applicant, shall be verified under oath, and shall show, among other things, that the affiant has knowledge of the matters and things therein stated and is duly authorized by the applicant to verify and file the application.

The original application and nine copies for the use of the Commission, and two additional copies for each state which includes any part of the proposed route, shall be filed with the Secretary of the Commission, Washington, D. C. Each copy shall bear the dates and signatures that appear in the original and shall be complete in itself; the signatures in the copies may be stamped or typed, and the notarial seal may be omitted. Additional copies shall be furnished as directed by the Commission.

Upon receipt of the application, the Commission will:

- (a) serve notice thereof on, and file a copy thereof with, the governor and public service commission of each state in which any part of the proposed construction, acquisition, or operation would be located, accompanied by an inquiry as to whether the governor or other representative of the state desires to be heard in the matter, and (b) transmit to the applicant the questionnaire attached hereto and made a part hereof; together with a notice of the filing of the application, which notice shall be published by the applicant at least once during each of three consecutive weeks in some newspaper of general circulation in each county in which any part of the line proposed to be constructed, acquired, or operated is located.

The return to the questionnaire shall be filed with the Commission as soon as practicable, but not later than six weeks after receipt thereof. Action will not be taken on the application, and a hearing thereon, if considered necessary by the Commission, will not be ordered until after the return to the questionnaire shall have been received. The Commission will mail a copy of the return to the questionnaire to each governor and public service commission to whom a copy of the application was sent.

It is further ordered. That the application and the return to the questionnaire shall be prepared in typewritten or printed form on paper approximately 8½ x 11 inches, with 1½ inch margin at the left side for binding.

It is further ordered. That the order of Division 4 of January 22, 1924, relating to applications filed under Section 1 (18) to (21), inclusive, of the interstate commerce act, be, and it is hereby, revoked.

By the Commission.

[SEAL]

W. P. BARTEL, Secretary.

QUESTIONNAIRE

General Instructions

Responses to all questions and requirements of the questionnaire shall be full and complete. Responses of a general nature will not be acceptable. For estimates and opinions the supporting data shall be given. Information not specifically requested but which may be helpful to the Commission in reaching correct conclusions should be supplied in detail.

In the return to the questionnaire the questions must appear before the answers thereto and must be numbered and lettered as in the questionnaire hereto annexed. Each copy of the return shall bear the dates and signatures that appear in the original and shall be complete in itself; the signatures in the copy may be stamped or typed and the notarial seal may be omitted. Statement of the same facts in answer to two or more questions should generally be avoided, suitable reference being made where necessary.

In connection with applications for authority to acquire lines of railroad and to operate under contracts for joint use, questions clearly relating only to construction may be answered by the words "not applicable."

The original return and nine copies for the use of the Commission, and two additional copies for each state in which is located any part of the lines to be constructed, acquired or operated, shall be filed with the Secretary of the Commission, Washington, D. C.

Return to Questionnaire

The _____ Company, having made application to the Interstate Commerce Commission, under section 1 (18) of the interstate commerce act, for

Here

state

in detail

the nature

of application.

which application is filed in the office of the Commission in Finance Docket No. _____, hereby affirms that notice of the application has been published in the form prescribed by the Commission, at least once during each of three consecutive weeks, in the following newspapers:

Beginning

Beginning

Beginning

that said newspapers are of general circulation in each of the following counties of the states named:

(state)

(counties)

(state)

(counties)

which are all of the states and counties in which the proposed new line of railroad, or the line to be acquired or operated, would be situated; and that the newspaper clippings hereto attached contain true copies of the notice as published in said newspapers. The applicant also submits the following information required by the Commission:

1. The essential facts to show that the applicant is a carrier by railroad, engaged in the transportation of passengers or property, subject to the interstate commerce act, or is a corporation organized to construct and operate a railroad. If not incorporated, so state, giving complete description of party or parties filing the application.

2. Whether the proposed new line of railroad would be both constructed and operated by the applicant.

3. Whether any corporation, individual, or trustee, holds control over the applicant at the date of filing this return. If so:

(a) The form of control, whether sole or joint, and whether in trust.

(b) The name and business address of the controlling corporation, individual, or trustee.

(c) The manner in which control was established.

(d) The extent of control.

(e) Whether control is direct or indirect; if indirect, the name and business address of the intermediary through which it was established and is exercised.

(f) The name and business address of the beneficiaries for whom the trust, if any, is maintained.

(g) The purposes of the trust.

4. Whether the applicant is connected by stock ownership, or otherwise, with any industry to be served by the line proposed to be constructed, acquired, or operated. If so, state the facts.

5. The chief uses and purposes of the proposed line or operation.

6. The classes of service to be performed, as passenger, freight, express, and switching.

7. The kind of motive power to be used. If electric power, state source and estimated cost.

8. Whether the line proposed to be constructed, acquired, or operated would receive material revenue from the territory traversed, or serve any material public convenience and necessity of the local territory.

9. The name, area, and population of each county in which the line to be constructed or acquired would be located, and the name and population of each city, town and village at which a station would be or is established, together with its distance from a designated initial point, with the source of information as to population.

10. The names and places mentioned in paragraph 9 that are now served by common carrier railroads (excluding street railways), and the name of each such carrier serving the several places.

11. The names of the places mentioned in paragraph 9 that have no common carrier railroad service, the distance in miles of each such place from the nearest station on a common carrier railroad, the name of each such railroad and the character of the connecting highway.

12. The name and population of each city, town and village (together with state and county in which located), within the area to be served but not on the proposed route.

13. The approximate distance in miles by highway from the nearest station on the line to be constructed or acquired to each of the places mentioned in paragraph 12, and the names of all common carrier railroads that now serve each of the places.

14. The names of common carrier railroads with which the line to be constructed or acquired would connect, and the proposed points of track connection.

15. The number of common carrier truck and bus lines operating in the area to be traversed by the line to be constructed or acquired, and the character of service performed by each.

16. The general character of the country through which the line to be constructed or acquired would extend. Indicate whether it is level, rolling, mountainous, cultivated, pasture, prairie, desert, rocky, or timbered, etc.

17. The approximate area of the territory to be served by the line to be constructed or acquired, an estimate of the population therein, and the area,

- (1) in timber,
- (2) in pasture, and
- (3) under cultivation.

(See General Instructions)

18. The kinds of industry carried on in the area to be served, such, for example, as farming, dairying, grazing, coal mining, manufacturing, lumbering, etc., and the relative importance of each.

19. The main facts as to the age, growth and extent of such industries, their probable future growth and permanence and the reasons therefor.

20. What carriers now serve these industries, and to what extent.

21. Whether the chief support of the line to be constructed or acquired would come from the general community or from some particular industry or industries, located or to be located. In the latter case, give facts concerning such particular industry or industries and applicant's contractual or financial relation thereto.

22. Whether the proposed new line of railroad would be built primarily for a direct profit from railway operation, or for the advantage of any other industry or business. If for the latter,

state what industry or business would be so benefited, what such advantages would be, and the applicant's contractual or financial relation to said industry.

23. If the line to be constructed or acquired is an extension of an existing railroad, or a branch, connecting track, or cutoff, the extent to which it is expected to be directly profitable in itself, and the extent to which it is expected to be justified by its effect on the business of the existing line.

24. If the line of railroad to be constructed, acquired, or operated is to be a connecting link between existing railroads, the kind and volume of traffic, expressed in tons or carloads, that probably would be interchanged, and the economies that would be effected by such interchange.

25. Of the interchange traffic mentioned in answer to paragraph 24, what part, expressed in tons or carloads, cannot be hauled or moved by existing railroads or truck lines.

26. The facts concerning any agreement, tentative or otherwise, with existing carriers, covering operation, interchange of traffic, division of rates, or trackage rights, in connection with the line to be constructed, acquired, or operated.

27. Whether any aid, gift, grant of right of way, or other donation has been promised in connection with the proposed new line of railroad; if so, state specifically the nature, amount, and value of such promised donations.

28. The manner in which it is proposed to finance construction and equipment, or acquisition, the kind and amount of securities to be issued, and the approximate terms of their sale; to what extent funds for financing are now available, and which, if any, of such securities would be underwritten by industries to be served by the proposed line.

29. An estimate, in detail, of the character and volume of traffic expected and the gross revenue to be derived therefrom, covering each of the first five years of operation, together with an estimate of the annual gross revenues expected after the first five years. The detailed estimate required for the first five years should show the amount of each class of traffic, the mean length of haul, the rate per unit, and the revenue to be derived, also chief points or territories of origin and destination.

30. The estimated gross revenue, operating expenses, net revenue, and net railway operating income, corresponding with the estimates of traffic under paragraph 29. By "net railway operating income" is meant the excess of the credits over the debits to income, as reflected by the operating revenue, operating expense, railway tax accrual, uncollectible railway revenue, equipment rent, and joint facilities rent accounts.

31. The part of the estimated traffic which will constitute net additional business developed or created by the construction of the proposed new line of railroad, and the part that will be diverted from existing railroads.

32. The dates on which it is expected to begin and to complete the construction of the proposed new line of railroad.

33. The engineering work in full detail which has been done with respect to the proposed new line at the time of filing the return.

34. The following details concerning the line to be constructed:

- (a) The gage and number of main line tracks.
- (b) Weight of rail for main line track.
- (c) Rate of maximum grade in each direction, and whether and how compensated for curvature.
- (d) Rate of limiting grade that will fix train loading in each direction, and whether and how compensated for curvature.
- (e) If helper grades are to be used, the location, length, rate, and direction of ascent for each.
- (f) The maximum rate of curve.
- (g) The average amount of curvature per mile, in degrees.
- (h) The approximate length and height of wooden trestles or other temporary construction.

(Details under this paragraph not fixed by survey are to be estimated from reconnaissances so far as possible.)

Question 34 should also be answered for lines to be acquired, so far as the information may be available.

35. An estimate of total increase in charges to road and equipment account during the first five (5) years after completion of the new line. If this displaces rental charges on equipment, so show.

36. Any additional facts or reasons to show that the public convenience and necessity require the granting of this application.

Exhibits Required

In the case of applications for authority to construct, there shall be filed with the return to the questionnaire the following exhibits: (copies of return need not contain any exhibits except E and F).

A. A copy of the engineering report of reconnaissance for the proposed line, if records of location surveys are not submitted.

B. A copy of the specifications as to construction, if any exist.

C. A map of the location projected or actually staked for the proposed line, if such location has been made. This map should show the alignment in detail, with the usual topographic features added. Small maps may be folded accordion fashion to conform to the size of the return. If more than 12 feet long, the maps should be submitted in a continuous roll.

D. A copy of the best available profile of the proposed line. If more than 12 feet long submit in a continuous roll, otherwise fold to the size of the return.

E. (1) A detailed estimate of the cost of building the proposed line, with all the necessary appurtenances (except equipment), classified by Interstate Commerce Commission primary accounts; also a concise detail of estimated quantities and prices covering what is set down under Accounts 3 to 12, inclusive. Details may be required for other principal accounts. A complete estimate showing quantities and prices in reasonable detail may be submitted in any form.

(2) Detailed estimates of the kind and cost (or rental cost) of the equipment required to handle the estimated traffic separately for the first and the fifth years of complete operation. State whether the equipment is to be bought or rented; show second-hand equipment as such; give number of units, class of service and general type, with the weight and tractive power of locomotives and capacity of freight cars.

F. If the applicant is a going concern, copies of the income account for the five preceding calendar years and for the months of the current year for which the figures are available; also copies of the latest profit and loss account and general balance sheet.

G. Opinion of counsel that the proposed construction is within the charter powers of the applicant.

Oath

State of _____, County of _____, ss.
 _____ (Name of affiant) makes oath and says that he is
 the _____ (Title of affiant) of the _____ (Corporate name of
 applicant) applicant herein; that he has been authorized
 by proper corporate action on the part of said applicant to verify
 and file with the Interstate Commerce Commission the foregoing
 return to questionnaire of said Commission in respect of the application
 in Finance Docket No. _____; that he has carefully examined
 all of the statements referred to in said return and the exhibits
 attached thereto and made a part thereof; that he has knowledge
 of the matters set forth in such return and that all such state-
 ments made and the matters set forth therein are true and correct
 to the best of his knowledge, information and belief.

Subscribed and sworn to before me _____ in and
 for the State and County above named, this _____ day of
 1937.

My Commission expires _____

[F. R. Doc. 37-1810; Filed, June 16, 1937; 2:18 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

United States of America—Before the Securities
 and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 15th day of June, A. D., 1937.

[File No. 46-23]

IN THE MATTER OF THE MIDDLE WEST CORPORATION

ORDER APPROVING ACQUISITION OF SECURITIES PURSUANT TO
 SECTION 10 OF THE PUBLIC UTILITY HOLDING COMPANY ACT
 OF 1935

The Middle West Corporation, a registered holding company, having duly filed with this Commission an application, and amendment thereto, pursuant to Section 10 (a) (1) of the Public Utility Holding Company Act of 1935, for approval of the acquisition by it from Middle West Utilities Company of Canada, Ltd., all of whose outstanding securities are owned by applicant, of 4,248 1/2 shares of Common Stock (\$1.00 Par) of United Public Service Corporation; a hearing on said amended application having been duly held after appropriate notice; the record in this matter having been examined; and the Commission having made and filed its findings herein:

It is ordered that the acquisition by applicant of such securities in accordance with terms and conditions and for the purposes represented by said amended application be, and the same hereby is, approved.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 37-1834; Filed, June 17, 1937; 12:42 p. m.]

¹ F. R. 2522.

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 15th day of June, A. D., 1937.

[File No. 46-24].

IN THE MATTER OF THE MIDDLE WEST CORPORATION
ORDER APPROVING ACQUISITION OF SECURITIES PURSUANT TO SECTION 10 OF THE PUBLIC UTILITY HOLDING COMPANY ACT OF 1935

The Middle West Corporation, a registered holding company, having duly filed with this Commission an application, and amendment thereto, pursuant to Section 10 (a) (1) of the Public Utility Holding Company Act of 1935, for approval of the acquisition by it from Middle West Utilities Company of Canada, Ltd., all of whose outstanding securities are owned by applicant, of 1,000 shares of Common Stock without par value of Missouri Gas & Electric Service Company; a hearing on said amended application having been duly held after appropriate notice; ¹ the record in this matter having been examined; and the Commission having made and filed its findings herein:

It is ordered that the acquisition by applicant of such securities in accordance with terms and conditions and for the purposes represented by said amended application be, and the same hereby is, approved.

By the Commission.

[SEAL] FRANCIS P. BRASSOR, *Secretary.*

[F. R. Doc. 37-1836; Filed, June 17, 1937; 12:43 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 15th day of June, A. D., 1937.

[File No. 46-44].

IN THE MATTER OF THE MIDDLE WEST CORPORATION
ORDER APPROVING ACQUISITION OF SECURITIES PURSUANT TO SECTION 10 OF THE PUBLIC UTILITY HOLDING COMPANY ACT OF 1935

The Middle West Corporation, a registered holding company, having duly filed with this Commission an application, and amendments thereto, pursuant to Section 10 (a) (1) of the Public Utility Holding Company Act of 1935, for approval of the acquisition by it from Middle West Utilities Company of Canada, Ltd., all of whose outstanding securities are owned by applicant, of 3,000 shares of \$6 Cumulative Preferred Stock without par value of Central Illinois Public Service Company and of 308 shares of Common Stock without par value of Kentucky Securities Company; a hearing on said amended application having been duly held after appropriate notice; ¹ the record in this matter having been examined; and the Commission having made and filed its findings herein:

It is ordered that the acquisition by applicant of such securities in accordance with terms and conditions and for the purposes represented by said amended application be, and the same hereby is, approved.

By the Commission.

[SEAL] FRANCIS P. BRASSOR, *Secretary.*

[F. R. Doc. 37-1835; Filed, June 17, 1937; 12:42 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 16th day of June, A. D., 1937.

¹ F. R. 2573.

² F. R. 950.

No. 117—2

IN THE MATTER OF AN OFFERING SHEET OF ROYALTY INTERESTS IN THE PHILLIPS "L" COMMUNITY TRACT, FILED ON JUNE 9, 1937, BY LOUIS BERNSTEIN, RESPONDENT

TEMPORARY SUSPENSION ORDER (UNDER RULE 340 (A)) AND NOTICE OF OPPORTUNITY FOR HEARING

The Securities and Exchange Commission, having reasonable grounds to believe and, therefore, alleging that the offering sheet described in the title hereof and filed by the respondent named herein is incomplete or inaccurate in material respects, or includes untrue statements of material facts, or omits to state material facts necessary to make the statements therein contained not misleading, or fails to comply with the requirements of Regulation B of the General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, in the respect, or respects, hereinafter enumerated, to wit:

(1) In that the figures set forth in Division II, Item 20 (e), for the months of June, July, August and November, 1936, and March 1937, may not be correct;

(2) In that the second signature form required to be included as a part of the offering sheet is omitted;

(3) In that the statement made in Division II, Item 13, is incomplete by reason of the fact that it is stated it was necessary to place the field on a strict proration basis, but no statement is made relative to the present proration basis, strict or otherwise, and because of the failure to disclose this additional information, the statements made might be misleading.

It is ordered, pursuant to Rule 340 (a) of the General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, temporarily suspended pending a final hearing thereon for the purpose of determining whether said offering sheet is incomplete or inaccurate in any material respect, or includes an untrue statement of a material fact, or omits to state any material fact necessary to make the statements therein contained not misleading, or fails to comply with any requirements of Regulation B of such Rules and Regulations in the respect, or respects, hereinbefore enumerated; and

It is further ordered that respondent be, and hereby is, given notice that respondent is entitled to a hearing before the Commission, or an officer or officers of, and designated by, the Commission, for the purpose of determining such matters; that upon receipt of a written request from respondent, the Commission will, for the purpose of determining such matters, set the matter for hearing at a place to be designated by the Commission, within twenty days after receipt of such request; and that notice of the time and place of such hearing will thereupon be promptly given by the Commission.

By the Commission.

[SEAL] FRANCIS P. BRASSOR, *Secretary.*

[F. R. Doc. 37-1831; Filed, June 17, 1937; 12:41 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 16th day of June, A. D., 1937.

IN THE MATTER OF AN OFFERING SHEET OF ROYALTY INTERESTS IN THE PHILLIPS D. HARRELL TRACT, FILED ON JUNE 10, 1937, BY A. BEN CHADWELL, RESPONDENT

TEMPORARY SUSPENSION ORDER (UNDER RULE 340 (A)) AND NOTICE OF OPPORTUNITY FOR HEARING

The Securities and Exchange Commission, having reasonable grounds to believe and, therefore, alleging that the offering sheet described in the title hereof and filed by the re-

spondent named herein is incomplete or inaccurate in material respects, or includes untrue statements of material facts, or omits to state material facts necessary to make the statements therein contained not misleading, or fails to comply with the requirements of Regulation B of the General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, in the respect, or respects, hereinafter enumerated, to wit:

(1) In that the smallest fractional interest offered, as set forth in Division II, Item 1, is not believed to be correct, nor is the number of barrels of oil which must be produced from the tract involved before the smallest fractional interest offered will be entitled to one barrel believed to be correctly stated;

(2) In that the legal description set forth in Division II, Item 2 (c), is not believed to be correct by reason of the fact that it does not agree with the information disclosed by the plat attached to the offering sheet as "Exhibit A" or the legal description set forth in the proposed instrument of conveyance attached to the offering sheet as "Exhibit B";

(3) In that in Division II, Item 10, the name of the person by whom the taxes mentioned in said item are assessed, is omitted; nor is time of payment given or statement that the interests offered are chargeable with a proportionate deduction of said taxes;

(4) In that in Division II, Item 13, the number of drilling wells is omitted; also, the date upon which the discovery well was "plugged back" is not believed to be correct;

(5) In that the statement made in Division II, Item 17 (b), is not responsive to the question asked and might, therefore, be misleading;

(6) In that the figures set forth in Division II, Items 20 (d) and (e), are not believed to be correct;

(7) In that from the information contained in the proposed instrument of conveyance attached to the offering sheet as "Exhibit B", it is not possible to determine the smallest fractional interest proposed to be conveyed;

It is ordered, pursuant to Rule 340(a) of the General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, temporarily suspended pending a final hearing thereon for the purpose of determining whether said offering sheet is incomplete or inaccurate in any material respect, or includes an untrue statement of a material fact, or omits to state any material fact necessary to make the statements therein contained not misleading, or fails to comply with any requirements of Regulation B of such Rules and Regulations in the respect, or respects, hereinbefore enumerated; and

It is further ordered that respondent be, and hereby is, given notice that respondent is entitled to a hearing before the Commission, or an officer or officers of, and designated by, the Commission, for the purpose of determining such matters; that upon receipt of a written request from respondent, the Commission will, for the purpose of determining such matters, set the matter for hearing at a place to be designated by the Commission, within twenty days after receipt of such request; and that notice of the time and place of such hearing will thereupon be promptly given by the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 37-1829; Filed, June 17, 1937; 12:40 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 16th day of June, A. D., 1937.

IN THE MATTER OF AN OFFERING SHEET OF ROYALTY INTERESTS IN THE WOFFORD-MILITARY #2 TRACT, FILED ON JUNE 10, 1937, BY JAMES M. JOHNSON, RESPONDENT

TEMPORARY SUSPENSION ORDER (UNDER RULE 340 (A)) AND NOTICE OF OPPORTUNITY FOR HEARING

The Securities and Exchange Commission, having reasonable grounds to believe and, therefore, alleging that the offering sheet described in the title hereof and filed by the respondent named herein is incomplete or inaccurate in material respects, or includes untrue statements of material facts, or omits to state material facts necessary to make the statements therein contained not misleading, or fails to comply with the requirements of Regulation B of the General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, in the respect, or respects, hereinafter enumerated, to wit:

(1) In that the second signature form required to be included in the offering sheet is omitted;

(2) In that the proposed instrument of conveyance attached to the offering sheet as "Exhibit B" is incomplete by reason of the fact that the smallest interest proposed to be conveyed is not set forth;

(3) In that the information given in Division II, Item 13, is incomplete by reason of the fact that it is stated it was necessary to place the field on a strict proration basis, but no mention is made of the present proration conditions;

It is ordered, pursuant to Rule 340 (a) of the General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, temporarily suspended pending a final hearing thereon for the purpose of determining whether said offering sheet is incomplete or inaccurate in any material respect, or includes an untrue statement of a material fact, or omits to state any material fact necessary to make the statements therein contained not misleading, or fails to comply with any requirements of Regulation B of such Rules and Regulations in the respect, or respects, hereinbefore enumerated; and

It is further ordered that respondent be, and hereby is, given notice that respondent is entitled to a hearing before the Commission, or an officer or officers of, and designated by, the Commission, for the purpose of determining such matters; that upon receipt of a written request from respondent, the Commission will, for the purpose of determining such matters, set the matter for hearing at a place to be designated by the Commission, within twenty days after receipt of such request; and that notice of the time and place of such hearing will thereupon be promptly given by the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 37-1828; Filed, June 17, 1937; 12:40 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 16th day of June, A. D., 1937.

IN THE MATTER OF AN OFFERING SHEET OF ROYALTY INTERESTS IN THE AMERADA-REPOLLO-TEXAS-PHILLIPS TRACT, FILED ON JUNE 12, 1937, BY SCHAPPERT-TEDEN-BLUMER, INC., RESPONDENT

TEMPORARY SUSPENSION ORDER (UNDER RULE 340 (A)) AND NOTICE OF OPPORTUNITY FOR HEARING

The Securities and Exchange Commission, having reasonable grounds to believe and, therefore, alleging that the offering sheet described in the title hereof and filed by the respondent named herein is incomplete or inaccurate in material respects, or includes untrue statements of material

facts, or omits to state material facts necessary to make the statements therein contained not misleading, or fails to comply with the requirements of Regulation B of the General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, in the respect, or respects, hereinafter enumerated, to wit:

(1) In that in Division II, Item 10, the names of the persons by whom the taxes mentioned in said item are assessed are omitted;

(2) In that the second signature form required to be included in the offering sheet is omitted;

It is ordered, pursuant to Rule 340 (a) of the General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, temporarily suspended pending a final hearing thereon for the purpose of determining whether said offering sheet is incomplete or inaccurate in any material respect, or includes an untrue statement of a material fact, or omits to state any material fact necessary to make the statements therein contained not misleading, or fails to comply with any requirements of Regulation B of such Rules and Regulations in the respect, or respects, hereinbefore enumerated; and

It is further ordered that respondent be, and hereby is, given notice that respondent is entitled to a hearing before the Commission, or an officer or officers of, and designated by, the Commission, for the purpose of determining such matters; that upon receipt of a written request from respondent, the Commission will, for the purpose of determining such matters, set the matter for hearing at a place to be designated by the Commission, within twenty days after receipt of such request; and that notice of the time and place of such hearing will thereupon be promptly given by the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 37-1827; Filed, June 17, 1937; 12:40 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 16th day of June, A. D., 1937.

IN THE MATTER OF AN OFFERING SHEET OF ROYALTY INTERESTS IN THE SHELL ET AL-ISENSEE-FLATO TRACT, FILED ON JUNE 9, 1937, BY JAMES W. TAIT COMPANY, INC., RESPONDENT

TEMPORARY SUSPENSION ORDER (UNDER RULE 340 (A)) AND NOTICE OF OPPORTUNITY FOR HEARING

The Securities and Exchange Commission, having reasonable grounds to believe and, therefore, alleging that the offering sheet described in the title hereof and filed by the respondent named herein is incomplete or inaccurate in material respects, or includes untrue statements of material facts, or omits to state material facts necessary to make the statements therein contained not misleading, or fails to comply with the requirements of Regulation B of the General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, in the respect, or respects, hereinafter enumerated, to wit:

(1) In that the form of schedule filed does not conform to the schedule prescribed by Rule 330 of the General Rules and Regulations of the Commission, which Rule became effective as of June 1, 1937;

(2) In that the information concerning the gross production of water from the tract involved is not set forth in percentages by months, nor is the information, as given, believed to be correct;

(3) In that some of the figures set forth in Division II, Items 16 (c) and (d), may not be correct;

(4) In that the proposed instrument of conveyance, attached to the offering sheet as Exhibit "B", is incomplete by reason of the fact that the smallest interest proposed to be conveyed is omitted;

(5) In that in Division III, the average estimated recovery per acre of 19,567.25 barrels, has not been "established."

It is ordered, pursuant to Rule 340 (a) of the General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, temporarily suspended pending a final hearing thereon for the purpose of determining whether said offering sheet is incomplete or inaccurate in any material respect, or includes an untrue statement of a material fact, or omits to state any material fact necessary to make the statements therein contained not misleading, or fails to comply with any requirements of Regulation B of such Rules and Regulations in the respect, or respects, hereinbefore enumerated; and

It is further ordered that respondent be, and hereby is, given notice that respondent is entitled to a hearing before the Commission, or an officer or officers of, and designated by, the Commission, for the purpose of determining such matters; that upon receipt of a written request from respondent, the Commission will, for the purpose of determining such matters, set the matter for hearing at a place to be designated by the Commission within twenty days after receipt of such request; and that notice of the time and place of such hearing will thereupon be promptly given by the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 37-1833; Filed, June 17, 1937; 12:42 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 16th day of June, A. D., 1937.

IN THE MATTER OF AN OFFERING SHEET OF ROYALTY INTEREST IN THE BRITISH-AMERICAN-RUSSELL TRACT, FILED ON JUNE 9, 1937, BY STUART L. VANCE & COMPANY, RESPONDENT

TEMPORARY SUSPENSION ORDER (UNDER RULE 340 (A)) AND NOTICE OF OPPORTUNITY FOR HEARING

The Securities and Exchange Commission, having reasonable grounds to believe and, therefore, alleging that the offering sheet described in the title hereof and filed by the respondent named herein is incomplete or inaccurate in material respects, or includes untrue statements of material facts, or omits to state material facts necessary to make the statements therein contained not misleading, or fails to comply with the requirements of Regulation B of the General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, in the respect, or respects, hereinbefore enumerated, to wit:

(1) In that the smallest fractional interest offered is not stated in terms of the total production from the tract involved as is required in Division II, Item 1;

(2) In that the legal description of the tract involved, required to be stated in Division II, Item 2 (c), is incomplete;

(3) In that it appears from information contained in Division II, Item 5, that payment for oil produced from the tract involved is made to the interest holders in an indirect manner, which information, if correct, requires that the text and answers required to be given in Division II, Item 12 (a) to (c), inclusive, shall be included in the offering sheet;

(4) In that the depth of the well located upon the tract involved, as set forth in Division II, Item 19 (c), does not

agree with the depth of the well shown on the plat attached to the offering sheet as Exhibit "A";

(5) In that the proposed instrument of conveyance, attached to the offering sheet as Exhibit "B", is incomplete by reason of the fact that the smallest interest proposed to be conveyed is omitted, and the complete legal description of the property is not given;

(6) In that the statement contained in Division II, Item 13, relative to the date as of which the discovery well was "plugged back" is not believed to be correct.

It is ordered, pursuant to Rule 340 (a) of the General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, temporarily suspended pending a final hearing thereon for the purpose of determining whether said offering sheet is incomplete or inaccurate in any material respect, or includes an untrue statement of a material fact, or omits to state any material fact necessary to make the statements therein contained not misleading, or fails to comply with any requirements of Regulation B of such Rules and Regulations in the respect, or respects, hereinbefore enumerated; and

It is further ordered that respondent be, and hereby is, given notice that respondent is entitled to a hearing before the Commission, or an officer or officers of, and designated by, the Commission, for the purpose of determining such matters; that upon receipt of a written request from respondent, the Commission will, for the purpose of determining such matters, set the matter for hearing at a place to be designated by the Commission, within twenty days after receipt of such request; and that notice of the time and place of such hearing will thereupon be promptly given by the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 37-1832; Filed, June 17, 1937; 12:41 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 16th day of June, A. D., 1937.

IN THE MATTER OF AN OFFERING SHEET OF ROYALTY INTERESTS IN THE SUNRAY-KNOX GARVIN-HOWE'S CAPITOL COMMUNITY TRACT, FILED ON JUNE 10, 1937, BY STUART L. VANCE & COMPANY, RESPONDENT

TEMPORARY SUSPENSION ORDER (UNDER RULE 340 (A)) AND NOTICE OF OPPORTUNITY FOR HEARING

The Securities and Exchange Commission, having reasonable grounds to believe and, therefore, alleging that the offering sheet described in the title hereof and filed by the respondent named herein is incomplete or inaccurate in material respects, or includes untrue statements of material facts, or omits to state material facts necessary to make the statements therein contained not misleading, or fails to comply with the requirements of Regulation B of the General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, in the respect, or respects, hereinafter enumerated, to wit:

(1) In that in Division II, Item 1, the smallest fractional interest is not stated in terms of the total production from the tract involved;

(2) In that the legal description of the tract involved, as set forth in Division II, Item 2 (c), is not believed to be correct, and does not agree with similar information contained in the proposed instrument of conveyance attached to the offering sheet as "Exhibit B";

(3) In that the figures set forth in Division II, Item 20 (d), for the months beginning September, 1936 and ending January, 1937, inclusive, are not believed to be correct;

(4) In that in Division II, Item 20 (e), the actual *net* monthly pay-off for the smallest interest offered is required to be given, whereas it appears that the prorata portion of the taxes to which such interest is subject has not been deducted from the amounts set forth;

(5) In that the second signature form required to be included in the offering sheet is omitted;

(6) In that the statement made in Division II, Item 13, relative to the date as of which the discovery well was "plugged back", is not believed to be correct;

It is ordered, pursuant to Rule 340 (a) of the General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, temporarily suspended pending a final hearing thereon for the purpose of determining whether said offering sheet is incomplete or inaccurate in any material respect, or includes an untrue statement of a material fact, or omits to state any material fact necessary to make the statements therein contained not misleading, or fails to comply with any requirements of Regulation B of such Rules and Regulations in the respect, or respects, hereinbefore enumerated; and

It is further ordered that respondent be, and hereby is, given notice that respondent is entitled to a hearing before the Commission, or an officer or officers of, and designated by, the Commission, for the purpose of determining such matters; that upon receipt of a written request from respondent, the Commission will, for the purpose of determining such matters, set the matter for hearing at a place to be designated by the Commission, within twenty days after receipt of such request; and that notice of the time and place of such hearing will thereupon be promptly given by the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 37-1830; Filed, June 17, 1937; 12:41 p. m.]

SOCIAL SECURITY BOARD.

[Regulation No. 1]

DISCLOSURE OF OFFICIAL RECORDS AND INFORMATION

It being found by the Social Security Board (hereinafter referred to as the Board) that the public interest and the efficient administration of the functions with which the Board is charged under the Social Security Act require that the confidential nature of all wage records and other records or information in possession of the Board, pertaining to any person, be preserved.

Now, therefore, pursuant to authority contained in Section 1102 of the Social Security Act the Board hereby adopts and promulgates the following regulation:

(1) No member, officer, or employee of the Board, except as authorized by this regulation or otherwise expressly authorized by the Board, shall produce or disclose to any person or before any tribunal, directly or indirectly, whether in response to a subpoena or otherwise, any record (including any file, letter, application, claim, return, report, or other paper or document) or any information acquired therefrom or otherwise officially acquired, pertaining to any person.

(2) Any request or demand for any such record or information, disclosure of which is forbidden by this regulation, shall be declined upon the authority of this regulation. If any member, officer, or employee of the Board is sought to be required, by subpoena or other compulsory process, to produce such record or give such information, he shall respectfully decline to present such record or divulge such information, basing his refusal upon this regulation.

(3) Disclosure of such records or information is hereby authorized, in such manner as the Board may by instructions prescribe, in the following cases:

- (a) To any claimant or prospective claimant for benefits under Title II of the Social Security Act, or his duly authorized representative, as to matters directly concerning such claimant or prospective claimant;
- (b) To any officer or employee of the Treasury Department of the United States lawfully charged with the administration of Title VIII or Title IX of the Social Security Act, for the purpose of such administration only;
- (c) To any official, body or commission lawfully charged with the administration of any State unemployment compensation law or tax levied in connection therewith, for the purpose of such administration only.
- (4) Nothing herein shall be construed to preclude the disclosure by the Board, or any member, officer or employee

thereof, of any such record or information in any formal proceeding under the Social Security Act; nor shall anything herein be construed to prohibit the publication of statistical data or other information not relating to any particular person; nor shall this regulation apply to personnel information relating to employees of the Board.

(5) As used in this regulation, the term "person" includes an individual, a trust or estate, a partnership, or a corporation; the term "corporation" includes associations, joint-stock companies, and insurance companies; the term "State" includes Alaska, Hawaii and the District of Columbia.

By the Board: Adopted, June 15, 1937.

[SEAL] A. J. ALTMAYER, Chairman.

[F. R. Doc. 37-1811; Filed, June 16, 1937; 3:13 p. m.]

